

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

CHRISTIAN NLANDU MBENGO, )  
Petitioner )

vs. )

WARDEN MR. MILLWARD, )  
Moshannon valley Correction Center )  
Respondent )

) Civil Action No. 06-1208

) Judge Arthur J. Schwab/


) Magistrate Judge Amy Reynolds Hay

**ORDER**

AND NOW, this 23<sup>rd</sup> day of July, 2008, after the Petitioner, Christian Nlandu Mbengo, filed an action in the above-captioned case, and after a Report and Recommendation was filed by the United States Magistrate Judge giving the parties until July 18, 2008 to file written objections thereto, and no objections having been filed, and upon independent review of the record, and upon consideration of the Magistrate Judge's Report and Recommendation, which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that the Section 2241 habeas petition is dismissed.

IT IS FURTHER ORDERED that, pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, if the parties desire to appeal from this Order they must do so within thirty (30) days by filing a notice of appeal as provided in Rule 3, Fed.R.App.P.

  
ARTHUR J. SCHWAB  
United States District Judge

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cc: Honorable Amy Reynolds Hay  
United States Magistrate Judge

Christian Nlandu Mbengo  
56786-019  
Moshannon Valley Correctional Center  
555 Cornell Drive  
Philipsburg, PA 16866

All Counsel of Record via CM-ECF